

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 RICHARD L. JOHNSON,

9 Plaintiff,

10 v.

11 WASHINGTON STATE DEPARTMENT
12 OF CORRECTIONS,

13 Defendant.

Case No. C09-5308BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

14 This matter comes before the Court on the Report and Recommendation of the
15 Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. 7). The Court having
16 considered the Report and Recommendation and the remaining record, and no objections by
17 Plaintiff having been filed, does hereby find and order:

- 18 (1) The Court adopts the Report and Recommendation; and
19 (2) This action is **DISMISSED** because Plaintiff's complaint is frivolous pursuant
20 to 28 U.S.C. § 1915.

21 DATED this 14th day of October, 2009.

22
23 

24 BENJAMIN H. SETTLE
25 United States District Judge
26
27
28

ORDER